IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)				
	Plaintiff,) 8:11CR328)		
	vs.) DETENTION ORDER		
DA	NNY CARABANTES OSORIO,			
	Defendant.	}		
A.	Order For Detention After waiving a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on September 23, 2011, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).			
B.	The Court orders the defendant's detention X By a preponderance of the evidence conditions will reasonably assure the By clear and convincing evidence the	on to because it finds: ence that no condition or combination of e appearance of the defendant as required. at no condition or combination of conditions any other person or the community.		
C.	in violation of 18 U.S.C. § of ten years imprisonmer II) in violation of 18 U.S. three years imprisonmen (Count III) in violation representation of a Socia 42 U.S.C. § 408(a)(7) each imprisonment; and (b) The offense is a crime of (c) The offense involves a new of the evidence again wit: (2) The weight of the evidence again wit: (3) The history and characteristics (a) General Factors: The defendant of the de	es Report, and includes the following: le offense charged: on of a firearm by an illegal alien (Count I) is 922(g)(5)(a) carries a maximum sentence of the false claim of U.S. citizenship (Count of Security and the false of Security number (Count IV) in violation of the carry a maximum sentence of five years of violence. arcotic drug. arge amount of controlled substances, to sinst the defendant is high.		

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		The defendant has a prior record of failure to appear at court proceedings.
(b)	At the ti	me of the current arrest, the defendant was on:
` ,		Probation
		Parole
		Release pending trial, sentence, appeal or completion of
		sentence.
(c)	Other F	actors:
` ,	Χ	The defendant is an illegal alien and is subject to
		deportation.
		The defendant is a legal alien and will be subject to
		deportation if convicted.
	Χ	The Bureau of Immigration and Custom Enforcement
		(BICE) has placed a detainer with the U.S. Marshal.
		Other:

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: September 23, 2011. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge